IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIFTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 610 of 2005

Between:

M.Suvartha, W/o.Vidyasagar
Near Church Compound, Melapeta Venkatapuram Mandal,

Khammam District.

... PETITIONER

AND

1 The Commissioner for Appeals Office of the Chief

Commissioner of land Administration Andhra Pradesh,

Hyderabad.
2 The Director of Settlement, Andhra Pradesh, Hyderabad.
3 The Settlement Officer/Asst.Collector Bhadrachalam,

Khammam District.
4 The Mandal Revenue Officer, Venkatapuram, Khammam

District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ, order or direction declaring the action of the 1st respondent in Proc.No.11/39/2005 in not passing any orders on stay petition as illegal and consequently direct the 1st respondent to dispose of the Second Appeal and by directing the respondents not to dispossess the Petitioner from the lands admeasuring HC 2-52 Ares in Survey No.14 situated at Nugur (G) Village, Venkatapuram Mandal, Khammam District pending disposal of Second

Appeal in L1/../2005 and pass such other order or orders.

Counsel for the Petitioner: MR.K.MANIKYALA RAO

Counsel for the Respondents: GP FOR REVENUE

The Court, at the admission stage, made the following:

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing on behalf of the respondents and with their consent, the writ petition is being disposed of at the admission stage.

2. Aggrieved by the order dated 12-12-1996 passed by the second respondent dismissing the appeal preferred by the petitioner against the rejection of her claim for grant of Ryotwari Patta, by the third respondent, petitioner said to have preferred an appeal before the first respondent along with a stay application on 15-01-2005 and the same is said to be pending on his file. But, the first respondent neither disposed of the appeal nor passed any orders on the interlocutory application filed for stay and that the respondents are trying to dispossess the petitioner from the schedule land.

3. Having regard to the facts and circumstances of the case and in view of the fact that the appeal dated 15-01-2005, preferred by the petitioner before the first respondent against the order dated 12-12-1996 passed by the second respondent, is pending on the file of the first respondent, Commissioner of appeals, I deem it appropriate to dispose of the writ petition directing the first respondent, Commissioner to either dispose of the appeal filed by the petitioner or consider passing orders in the interlocutory application filed in the appeal, expeditiously, in accordance with law.

The writ petition is accordingly disposed of at the admission stage.

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N.V. RAMANA, J

January 25, 2005

MRR

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

COPY TO:

1 The Commissioner for Appeals Office of the Chief

Commissioner of land Administration Andhra Pradesh,

Hyderabad.
2 The Director of Settlement, Andhra Pradesh, Hyderabad.
3 The Settlement Officer/Asst.Collector Bhadrachalam,

Khammam District.
4 The Mandal Revenue Officer, Venkatapuram, Khammam

District.

5 Two C.C. s to the G.P. for Revenue, High Court Buildings,

Hyderabad (OUT)

6 Two C.D. Copies.